



July 6, 2021

VIA ECF

Hon. Naomi Reice Buchwald
United States District Judge
Southern District of New York
United States Courthouse
500 Pearl Street, Courtroom 21A
New York, NY 10007-1312

Re: Stewart v. Stewart
Case No. 19-cv-05960

Dear Judge Buchwald:

This letter serves to notify the Court of plaintiff's compliance with this Court June 25th Order in the above matter providing plaintiff's consent to Mr. Iglehart to release the files on Topaze/DGBF. Attached herein at Exhibit A is the e-mail sent to Mr. Iglehart on July 2nd. To date, there has been no response from Mr. Iglehart.

Plaintiff continues to await defendant's compliance with the aforesaid Order to the extent defendant was ordered to provide clarification of the steps it took to locate documents in her divorce file reflecting ownership of jewelry.

Thank you for your attention to this matter.

Very truly yours,

David P. Marcus

DPM:cac
Enclosure

cc: Catherine Pastrikos Kelly, Esq. (*via ECF*)

Cally Couturier

From: David Marcus
Sent: Friday, July 2, 2021 11:23 AM
To: John Iglehart
Cc: David B. Grantz; Javier M. Lopez; Edward P. Yankelunas (eyankelunas@hoganwillig.com); Catherine P. Kelly
Subject: RE: Stewart v. Stewart, 1:19-cv-5960-NRB, in the United States District Court for the Southern District of New York: RESEND
Attachments: Consent for Iglehart.pdf

Mr. Iglehart:

This office represents Barbara Stewart in the lawsuit captioned on the attached consent form. Barbara Stewart joins in the request for you to disclose simultaneously to counsel for both parties in this lawsuit all documents in your custody, control or possession relating to ownership of the Topaze and DGBF entities, as detailed in the Court Order and attached consent from Barbara Stewart. All counsel on this matter are copied on this e-mail herein.

It is our understanding that you have withheld these documents based on the claim that your prior representation of members of the Stewart family and Ms. Bouman create a conflict preventing you from disclosing these documents. Although we disagree with that conclusion, the attached consent from Ms. Stewart, and the consent from Ms. Bouman resolve that issue. If it is your position that your Bar Association still prevents release of these documents, we ask that you provide a copy of the Bar Association opinion in that regard.

Thank you for your attention to this matter and your anticipated prompt response.

Regards,

David P. Marcus, Esq.
Partner
Marcus & Cinelli, LLP
8416 Main Street
Williamsville, New York 14221
dmarcus@marcuscinelli.com
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Fax: (716) 565-3801

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From: Catherine P. Kelly <ckelly@Meyner.com>

Sent: Thursday, July 1, 2021 4:20 PM

To: John Iglehart <john.iglehart@mi-lex.ch>

Cc: David B. Grantz <dgrantz@Meyner.com>; Javier M. Lopez <jlopez@Meyner.com>; David Marcus <dmarcus@marcuscinelli.com>; Edward P. Yankelunas (eyankelunas@hoganwillig.com) <eyankelunas@hoganwillig.com>

Subject: Stewart v. Stewart, 1:19-cv-5960-NRB, in the United States District Court for the Southern District of New York

Mr. Iglehart,

As you know, we represent Defendant Michele Bouman in the above matter (the "Action"). Copied on this email is David Marcus, counsel for Plaintiff Barbara Stewart.

On June 25, 2021, the Court in the Action issued an Order, attached, directing both Michele Bouman and Barbara Stewart to provide you with a consent for you to release any and all documents in your possession, custody and control regarding the ownership of Topaze/DGBF and the jewelry at issue in the Action. Alternatively, if you no longer have such documents, the consent to be provided by both parties allows you to provide an affidavit that you destroyed such documents. Attached is the Consent from Michele Bouman.

Please feel free to contact me if you have any questions.

Thank you,
Catherine

CATHERINE PASTRIKOS KELLY, ESQ. | PARTNER | MEYNER AND LANDIS LLP | ONE GATEWAY CENTER, SUITE 2500 | NEWARK, NEW JERSEY 07102
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X

BARBARA STEWART,
Plaintiff,

- against -

MICHELE STEWART, 19 Civ. 5960 (NRB)

Defendant.

-----X

MICHELE STEWART,
Counterclaim Plaintiff,

- against -

BARBARA STEWART,
Counterclaim Defendant.

-----X

CONSENT FOR JOHN IGLEHART RELEASE OF DOCUMENTS

I, Barbara Stewart, hereby consent to the unrestricted release by John Iglehart to all parties in the above captioned matter of any and all documents in John Iglehart's possession, custody, and control regarding the ownership and/or transfer of Topaze/DGBF and the jewelry at issue, or, if he no longer has any such documents, providing an affidavit that he destroyed such documents.

Barbara Stewart

Barbara Stewart

6/29/21

Date